AUG 3 1 2004 BY

MS) PETITION
PATENT
4450-0293P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Rohit SHARMA

Conf.:

9982

Appl. No.:

09/580,029

Group:

2133

Filed:

May 26, 2000

Examiner: D. Ton

For:

NETWORK PERFORMANCE MONITORING AND

RESTORATION BASED ON TRANSMISSION CODE

VIOLATIONS

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

MS PETITION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

August 31, 2004

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to an Office Action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

09/01/2004 CNGUYEN 00000071 09580029

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SEP 0 2 2004

OFFICE OF PETITIONS

Appl. No. 09/580,029

1.	Petition fee							
·		Small entity - fee \$650.00 (37 C.F.R. § 1.17(m)).						
		Applicant claims small entity status. See 37 C.F.R.						
		§ 1.27.						
	\boxtimes	Other than small entity - fee \$1330.00 (37 C.F.R.						
		§ 1.17(m))						
2.	Reply							
	A. The reply and/or fee to the above-noted Office act							
		in the form of a Reply:						
		has been filed previously on .						
		\boxtimes is enclosed herewith.						
	В.	The issue fee of .						
		has been paid previously on .						
		is enclosed herewith.						
3.	Terminal disclaimer with disclaimer fee							
	\boxtimes	Since this utility/plant application was filed on or						
		after June 8, 1995, no terminal disclaimer is						
		required.						
		A terminal disclaimer (and disclaimer fee (37 C.F.R.						
		§ 1.20(d)) of \$55.00 for a small entity or \$110.00 for						
		other than a small entity) disclaiming the required						
		period of time is enclosed herewith.						
4.	State	ement: The entire delay in filing the required reply						
	from	the due date for the required reply until the filing						
	of a	a grantable petition under 37 C.F.R. § 1.137(b) was						

unintentional.

Appl. No. 09/580,029

	No fee is	s requ	ired.							
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(Rev. 04/30/03)

PATENT 4450-0293P

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Examiner: David TON

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LARGE ENTITY TRANSMITTAL FORM

OFFICE OF PETITIONS

August 31, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

\sqcup	The enclosed docume	nt is being	transmitted	via the	Certificate
	of Mailing provisi	ons of 37 C	.F.R. § 1.8.		

The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

<u> </u>	CLAIMS REMAINING AFTER AMENDMENT	-	HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	21	_	21	=	0	\$ 18	\$0.00
INDEPENDENT 4		_	4	=	0	\$ 86	\$0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$290	\$0.00
						TOTAL	\$0.00

		nonth(s) extension of time pursuant to
	No fee is required.	
	Check(s) in the amount of	of is(are) enclosed.
	Please charge Deposit A \$0.00. This form is sub	account No. 02-2448 in the amount of mitted in triplicate.
over; requ	urrent, and future repli payment to Deposit Accour	esioner is hereby authorized in this, es, to charge payment or credit any at No. 02-2448 for any additional fees 1.16 or under 37 C.F.R. § 1.17; ime fees.
		Respectfully submitted,
		BIRCH, STEWART, KOLASCH & BIRCH, LLP
		By Michael R. Cammarata, #39,491
MRC/	HNS/lab	P.O. Box 747 Falls Church, VA 22040-0747
•	-0293P	(703) 205-8000
λtta	chment (s)	

(Rev. 02/08/2004)

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